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	APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
	09/851,159	05/09/2001	Walter Goerenz	3633,503	2512
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	PENNIE & EDMONDS LLP			EXAMINER	
COUNSELLORS AT LAW 1667 K Street, N.W.				ROSSI, JESSICA	
	Washington, DC 20006			ART UNIT	PAPER NUMBER
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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Caminer Art Unit Jessica Rossi 1733 Astronomy Art Unit Jessica Rossi 1733 Astronomy Art Unit Jessica Rossi 1733 Astronomy Astrono	· ·		A A				
### Designation Designation		Application No.	Applicant(s)				
Jessica L. Rossi The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. If the period for reply specified above is less than thiny (30) days, a reply when the stitutory remined under the anality date of its communication. If the period for reply specified above is less than thiny (30) days, a reply with the stitutory remined under the anality case of the communication. If the period for reply specified above is less than thiny (30) days, a reply within the stitutory remined under the anality case of the communication. If the period for reply specified above is less than thiny (30) days, a reply with a reply of the days (30) days, with be considered strety). If the period for reply specified above is less than thiny (30) days, a reply reduce yet be considered the reply specified above is less than thiny (30) days, and the strety remined put the strety reply and of regine 35 (6) MONTH from the remaining date of the communication, as the strety reply reduce any search patient anality and the strety reply reduce any reply reduce any reply reduce any search patient anality and the strety reduce any reply reduce any reply reduce any reply reduce any search patient anality and the strety reduce any reply reduce any reduce any reduce any reply reduce any reduce any reply reduce any reduce a	Office Action Summers	09/851,159	GOERENZ ET AL.				
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2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) Notice of Informal Patent Application (PTO-152)							
3) Information Disclosure Statement(s) (PTO-1449) Paper No(s) 6) Other:	2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice of Informal					

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DETAILED ACTION

Election/Restrictions

1. This application contains claims directed to the following patentably distinct species of the claimed invention:

Species A (appears to be claim 4), drawn to the transparent coating being an organic coating.

Species B (appears to be claim 5), drawn to the transparent coating being a bakable ceramic paint.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, 1 is generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to

Page 3

Art Unit: 1733

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be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

2. A telephone call was made to Mr. Watkins on 1/14/03 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

- 3. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).
- 4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Jessica L. Rossi** whose telephone number is **703-305-5419**. The examiner can normally be reached on M-F (8:00-5:30) First Friday Off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael W. Ball can be reached on 703-308-2058. The fax phone numbers for the organization where this application or proceeding is assigned are 703-872-9310 for regular communications and 703-872-9311 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0661.

Application/Control Number: 09/851,159

Art Unit: 1733

Page 4

Jessica Rossi Patent Examiner Art Unit 1733 ght

jlr February 6, 2003

Michael W. Ball
Supervisory Patent Examiner
Technology Center 1700